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ACLU OF RI POSITION: SUPPORT

TESTIMONY ON 26-H 7032, AN ACT RELATING TO EDUCATION – STUDENT COMPUTER DEVICE PRIVACY March 5, 2026

The ACLU of Rhode Island strongly supports this bill which would provide certain privacy protections for students using school-loaned computers. The importance of this legislation has only been reinforced by the prevalence of virtual learning that has occurred since the COVID-19 pandemic, and it has become clear that protecting student confidentiality requires a comprehensive approach that ensures privacy in a few key arenas. This bill would accomplish a critical component of that and provide uniform and consistent statutory standards restricting the remote accessing of the camera or microphone or the use of location-tracking programs on school-loaned devices by school officials.

Our Affiliate has been focused on protecting student data and school-loaned computer privacy for years. In 2017, we released a report which indicated that most districts allowed school officials to remotely access students' school-loaned computers, including the camera or microphone, with no warning, leaving students and their families with no expectation of privacy whatsoever. A study we conducted three years later, in 2020, reinforced that state of affairs. It showed that **67% of districts** gave themselves the right to access the camera or microphone on a school-loaned device at any time. **89% of districts** had no limits on the school's ability to track the location of these devices. Considering the proportion of education that has been transferred to the private home over the past few years, these are extraordinarily harmful policies that could facilitate and allow for massive encroachment on student and familial privacy.

Despite public attention to these issues, policies among the districts remain far from uniform and still often fail to give sufficient attention to these basic privacy concerns. But families' privacy rights should not vary from community to community, which is why we believe the General Assembly should act to codify strong protections for them. This legislation would do so.

Over recent years, and especially with an uptick in the proliferation of school-loaned technology, we have heard from many parents who have deep concerns about their students' privacy. Passage of this bill would clarify and ease those concerns, which we know have escalated over the past few years with the intermingling of private student and family life and education. It is important to emphasize that these privacy concerns are not abstract. In an outrageous situation that took place in a Pennsylvania school district some years ago, a school official, gaining access to a student's school laptop, took photos of the student sleeping in his bed.

We note that this bill has passed the House overwhelmingly in recent years and also has the support of the R.I. School Superintendents Association. This version also includes an amendment from last year's legislation which exempts devices used in correctional facilities. We strongly urge your support for this bill and provide sorely needed privacy protections to students and families alike. Thank you for your consideration.